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**UNITED STATES BANKRUPTCY COURT**  
**DISTRICT OF NEVADA**

6 In re:

7 USA COMMERCIAL MORTGAGE  
 COMPANY,

10 USA CAPITAL REALTY ADVISORS,  
 LLC,<sup>1</sup>

12 USA CAPITAL DIVERSIFIED TRUST  
 DEED FUND, LLC,

13 USA CAPITAL FIRST TRUST DEED  
 FUND, LLC,<sup>2</sup>

15 USA SECURITIES, LLC,<sup>3</sup> Debtors.

16 **Affects:**

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

Case No. BK-S-06-10725-LBR<sup>1</sup>  
 Case No. BK-S-06-10726-LBR<sup>1</sup>  
 Case No. BK-S-06-10727-LBR<sup>2</sup>  
 Case No. BK-S-06-10728-LBR<sup>2</sup>  
 Case No. BK-S-06-10729-LBR<sup>3</sup>

**CHAPTER 11**

Jointly Administered Under Case No.  
 BK-S-06-10725 LBR

**NOTICE OF HEARING REGARDING  
 TWENTIETH OMNIBUS OBJECTION  
 OF USACM TRUST TO PROOFS OF  
 CLAIM FOR LACK OF  
 DOCUMENTATION; AND  
 CERTIFICATE OF SERVICE**

Date of Hearing: August 21, 2009  
 Time of Hearing: 9:30 a.m.

21 **THE USACM LIQUIDATING TRUST IS OBJECTING TO THE CLAIM**  
 22 **THAT YOU FILED. THE USACM TRUST SEEKS TO DISALLOW YOUR**  
 23 **CLAIM TO THE EXTENT IT IS BASED UPON AN INVESTMENT IN THE**

24  
 25 <sup>1</sup> This bankruptcy case was closed on September 23, 2008.

26 <sup>2</sup> This bankruptcy case was closed on October 12, 2007.

<sup>3</sup> This bankruptcy case was closed on December 26, 2007.



1           **LOAN BECAUSE THE USACM TRUST CONTENDS THAT YOU HAVE BEEN  
2 PAID IN FULL FOR YOUR INVESTMENT IN THAT LOAN. THIS OBJECTION  
3 WILL NOT IMPACT YOUR CLAIM TO THE EXTENT IT IS BASED UPON AN  
4 INVESTMENT IN A DIFFERENT LOAN.**

5           **PLEASE DO NOT CONTACT THE CLERK OF THE BANKRUPTCY  
6 COURT TO DISCUSS THE MERITS OF YOUR CLAIM. QUESTIONS  
7 REGARDING THE AMOUNT OF A CLAIM OR THE FILING OF A CLAIM  
8 SHOULD BE DIRECTED TO BRANT FYLLING OF SIERRA CONSULTING  
9 GROUP, LLC ((602) 424-7009) OR THE UNDERSIGNED COUNSEL.**

10          **NOTICE IS HEREBY GIVEN** that the USACM Liquidating Trust has filed its  
11 Twentieth Omnibus Objection to Proofs of Claim Based for Lack of Documentation (the  
12 “Objection”). Your Proof of Claim number and other information regarding your claim is  
13 provided in Exhibit A, attached. The USACM Liquidating Trust has requested that this  
14 Court enter an order, pursuant to Bankruptcy Code § 502 and Bankruptcy Rule 3007,  
15 disallowing your Proof of Claim for lack of documentation.

16          **NOTICE IS FURTHER GIVEN** that the hearing on the Objection will be held  
17 before the Honorable Linda B. Riegle, United States Bankruptcy Judge, in the Foley  
18 Federal Building, 300 Las Vegas Boulevard South, Courtroom 1, Las Vegas, Nevada, on  
19 **August 21, 2009, at the hour of 9:30 a.m.**

20          **NOTICE IS FURTHER GIVEN THAT THE HEARING SET ON AUGUST  
21 2009, WILL BE HELD FOR THE PURPOSE OF STATUS CHECKS AND  
22 SCHEDULING EVIDENTIARY HEARINGS ONLY. NO ARGUMENTS WILL BE  
23 HEARD ON THAT DATE.**

24          **NOTICE IS FURTHER GIVEN** that any response to the Objection must be filed  
25 by August 14, 2009, pursuant to Local Rule 3007(b), which states:



If an objection to a claim is opposed, a written response must be filed and served on the objecting party at least 5 business days before the scheduled hearing. A response is deemed sufficient if it states that written documentation in support of the proof of claim has already been provided to the objecting party and that the documentation will be provided at any evidentiary hearing or trial on the matter.

If you object to the relief requested, you *must* file a **WRITTEN** response to this pleading with the Court. You *must* also serve your written response on the person who sent you this notice.

If you do not file a written response with the Court, or if you do not serve your written response on the person who sent you this notice, then:

- The Court may *refuse to allow you to speak* at the scheduled hearing; and
- The Court may *rule against you* and sustain the objection without formally calling the matter at the hearing.

Dated: July 22, 2009.

LEWIS AND ROCA LLP

By /s/ John Hinderaker Rob Charles (#18024)  
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Attorneys for the USACM Liquidating Trust

Copy of the foregoing mailed by first class postage prepaid U.S. Mail on July 22, 2009 to:

Parties listed on Exhibit A attached.

s/Renee L. Creswell  
 Renee L. Creswell  
 Lewis and Roca LLP